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U.S. DISTRICT COURT E.D.N.Y.

MRM:MEF
F. #2021R00016

★ FEB 23 2021 ★

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
----- X

LONG ISLAND OFFICE

UNITED STATES OF AMERICA

- against -

CARMINE SIMPSON,

Defendant.

INDICTMENT

Cr. No. C R 21 097

(T. 18, U.S.C., §§ 2251(a), 2251(e),
2253(a), 2253(b) and 3551 *et seq.*;
T. 21, U.S.C., § 853(p))

HURLEY, J.

----- X

THE GRAND JURY CHARGES:

LOCKE, M. J.

COUNT ONE

(Attempted Sexual Exploitation of a Child – Jane Doe 1)

1. On or about and between March 24, 2020 and March 25, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally attempt to employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 1, to engage in sexually explicit conduct for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual

depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(e) and 3551 et seq.)

COUNT TWO

(Sexual Exploitation of a Child – Jane Doe 2)

2. On or about and between April 11, 2020 and September 15, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 2, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT THREE

(Attempted Sexual Exploitation of a Child – Jane Doe 3)

3. On or about and between April 22, 2020 and May 5, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the

defendant CARMINE SIMPSON, did knowingly and intentionally attempt to employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 3, to engage in sexually explicit conduct for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(e) and 3551 et seq.)

COUNT FOUR
(Attempted Sexual Exploitation of a Child – Jane Doe 4)

4. On or about and between August 10, 2020 and September 20, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally attempt to employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 4, to engage in sexually explicit conduct for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and

transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(e) and 3551 et seq.)

COUNT FIVE

(Sexual Exploitation of a Child – Jane Doe 5)

5. On or about and between August 19, 2020 and September 19, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 5, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT SIX
(Sexual Exploitation of a Child – Jane Doe 6)

6. On or about and between September 7, 2020 and September 30, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 6, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT SEVEN
(Sexual Exploitation of a Child – Jane Doe 7)

7. On or about and between September 7, 2020 and October 1, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 7, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual

depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT EIGHT

(Sexual Exploitation of a Child – Jane Doe 8)

8. On or about and between September 16, 2020 and September 17, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 8, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and

transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT NINE
(Sexual Exploitation of a Child – John Doe 1)

9. On or about and between October 13, 2020 and November 16, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: John Doe 1, an individual whose identity is known to the Grand Jury, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 et seq.)

COUNT TEN
(Sexual Exploitation of a Child – John Doe 2)

10. On or about and between November 19, 2020 and November 20, 2020, both dates being approximate and inclusive, within the Eastern District of New York and

elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: John Doe 2, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 *et seq.*)

COUNT ELEVEN

(Sexual Exploitation of a Child – Jane Doe 9)

11. On or about and between November 29, 2020 and December 1, 2020, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant CARMINE SIMPSON, did knowingly and intentionally employ, use, persuade, induce, entice and coerce a minor, to wit: Jane Doe 9, to engage in sexually explicit conduct, and attempt to do so, for the purpose of producing one or more visual depictions of such conduct and for the purpose of transmitting a live visual depiction of such conduct, knowing and having reason to know that such visual depictions would be transported and transmitted using any means and facility of interstate and foreign commerce

and which would be in and affecting interstate and foreign commerce, which visual depictions were produced and transmitted using materials that had been mailed, shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, and which visual depictions were actually transported and transmitted using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce.

(Title 18, United States Code, Sections 2251(a), 2251(e) and 3551 *et seq.*)

CRIMINAL FORFEITURE ALLEGATION

12. The United States hereby gives notice to the defendant that, upon his conviction of any of the offenses charged herein, the government will seek forfeiture in accordance with Title 18, United States Code, Section 2253(a), which requires the forfeiture of (a) any visual depiction described in Section 2251, 2251A, 2252, 2252A, 2252B, or 2260 of Title 18 of the United States Code, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of such sections; (b) any property, real or personal, constituting, or traceable to, gross profits or other proceeds obtained from such offenses; and (c) any property, real or personal, used or intended to be used to commit or to promote the commission of such offenses or any property traceable to such property, including but not limited to:

- (i) iPhone 12 with serial number F17DG2RV0DXX;
- (ii) HP laptop computer with serial number 5CD4291SJ2;
- (iii) Amazon Kindle with serial number 786840271;
- (iv) HP laptop computer with serial number 5CD0012KCL;

- (v) HP desktop computer with serial number 4CE020M5M;
- (vi) Dell desktop computer with serial number H3C6Y91; and
- (vii) Xbox One, Model #1540 with serial number 000384654048, all seized

from the defendant's residence on or about January 28, 2021 in or around Suffolk County, New York.

13. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be

divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 2253(b), to seek forfeiture of any

other property of the defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Sections 2253(a) and 2253(b); Title 21, United States Code, Section 853(p))

A TRUE BILL

Karen Swiecicki

FOREPERSON

Seth D. Ducharne
SETH D. DUCHARME
ACTING UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

F.#: 2021R00016
FORM DBD-34
JUN. 85

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

CARMINE SIMPSON,

Defendant.

INDICTMENT

(T. 18, U.S.C. §§ 2251(a), 2251(e), 2253(a), 2253(b) and 3551 *et seq.*;
T. 21, U.S.C., § 853(p))

A true bill.

Karen Swiecicki

Foreperson

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Megan E. Farrell, Assistant U.S. Attorney (631) 715-7862